

1 BILAL A. ESSAYLI
2 Acting United States Attorney
3 CHRISTINA T. SHAY
4 Assistant United States Attorney
5 Chief, Criminal Division
6 KEVIN J. BUTLER (Cal. Bar No. 329129)
7 Acting Chief, Major Crimes Section
8 JENA A. MACCABE (Cal. Bar No. 316637)
9 Acting Deputy Chief, Major Crimes Section
Assistant United States Attorneys
10 1300 United States Courthouse
11 312 North Spring Street
12 Los Angeles, California 90012
13 Telephone: (213) 894-6495/5046
14 Facsimile: (213) 894-0141
15 E-mail: kevin.butler2@usdoj.gov
16 jena.maccabe@usdoj.gov

17 Attorneys for Plaintiff
18 UNITED STATES OF AMERICA

19 UNITED STATES DISTRICT COURT

20 FOR THE CENTRAL DISTRICT OF CALIFORNIA

21 UNITED STATES OF AMERICA,

No. 5:25-cr-00198-KK-1, 2

22 Plaintiff,

ORDER CONTINUING TRIAL DATE AND
FINDINGS REGARDING EXCLUDABLE
TIME PERIODS PURSUANT TO SPEEDY
TRIAL ACT

23 v.

TRIAL DATE: 02-23-26 AT 8:30 AM

24 CARLOS VICTOR MESTANZA CERCADO,
25 JAZAEL PADILLA RESTO,
aka "Ricardo Noel Moya,"
aka "Ricardo Barbosa,"
aka "Alberto Javier Loza
Chamorro,"

**PRETRIAL CONFERENCE AND MOTION
HEARING DATE: 02-05-26 AT 1:30 PM**

26 Defendants.

27
28 The Court has read and considered the Stipulation Regarding
Request for (1) Continuance of Trial Date and (2) Findings of
Excludable Time Periods Pursuant to Speedy Trial Act, filed by the
parties in this matter on August 28, 2025. The Court hereby finds
that the Stipulation, which this Court incorporates by reference into
this Order, demonstrates facts that support a continuance of the

1 trial date in this matter, and provides good cause for a finding of
2 excludable time pursuant to the Speedy Trial Act, 18 U.S.C. § 3161.

3 The Court further finds that: (i) the ends of justice served by
4 the continuance outweigh the best interest of the public and
5 defendant in a speedy trial; (ii) failure to grant the continuance
6 would be likely to make a continuation of the proceeding impossible,
7 or result in a miscarriage of justice; and (iii) failure to grant the
8 continuance would unreasonably deny defendant continuity of counsel
9 and would deny defense counsel the reasonable time necessary for
10 effective preparation, taking into account the exercise of due
11 diligence.

12 THEREFORE, FOR GOOD CAUSE SHOWN:

13 1. The trial in this matter is continued from September 22,
14 2025, for defendant JAZAEL PADILLA RESTO and September 29, 2025, for
15 defendant CARLOS VICTOR MESTANZA CERCADO to February 23, 2026. The
16 pretrial conference and motion hearing is continued to February 5,
17 2026, at 1:30 p.m.

18 2. The time period of September 22, 2025, for defendant JAZAEL
19 PADILLA RESTO and September 29, 2025, for defendant CARLOS VICTOR
20 MESTANZA CERCADO to February 23, 2026, inclusive, is excluded in
21 computing the time within which the trial must commence, pursuant to
22 18 U.S.C. §§ 3161(h)(7)(A), (h)(7)(B)(i), and (B)(iv).

23 3. Nothing in this Order shall preclude a finding that other
24 provisions of the Speedy Trial Act dictate that additional time
25 periods are excluded from the period within which trial must
26 commence. Moreover, the same provisions and/or other provisions of
27 the Speedy Trial Act may in the future authorize the exclusion of
28

1 additional time periods from the period within which trial must
2 commence.

3 IT IS SO ORDERED.



4
5 August 29, 2025

6 DATE

HONORABLE KENLY KIYA KATO
UNITED STATES DISTRICT JUDGE

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9 Presented by:

10 /s/
11 KEVIN J. BUTLER
JENA A. MACCABE
12 Assistant United States Attorneys

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